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TEACHSCAPE, INC.
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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA
10 SAN JOSE DIVISION

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12 CANTER & ASSOCIATES, LLC, and
LAUREATE EDUCATION, INC.,

13 Plaintiffs,

14 vs.

15 TEACHSCAPE, INC.,

16 Defendants.
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No. C 07-03225 RS

DEFENDANT TEACHSCAPE, INC.'S
SUPPLEMENTAL REQUEST FOR
JUDICIAL NOTICE IN SUPPORT OF
MOTION TO DISMISS AND/OR STRIKE

Date: September 26, 2007

Time: 9:30 a.m.

Dept: 4, Fifth Floor

Honorable Richard Seeborg

19 The Federal Rules of Evidence allow a court to take judicial notice of a fact that is "not
20 subject to reasonable dispute in that it is either (1) generally known within the territorial
21 jurisdiction of the trial court or (2) capable of accurate and ready determination by resort to
22 sources whose accuracy cannot reasonably be questioned." Fed. R. Evid. 201. This rule is
23 applicable to websites available to the general public, and the information contained therein. *See,*
24 *e.g., Quan v. Gonzales*, 428 F.3d 883, 888 (9th Cir. 2005); *Helen of Troy, L.P. v. Zotos Corp.*,
25 235 F.R.D. 634, 639-640 (W.D.Tex. 2006); *SemMaterials, L.P. v. Alliance Asphalt, Inc.*, 2007
26 WL 26908, at *1 fn 2 (D. Idaho 2007).
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Pursuant to Federal Rule of Evidence 201, Defendant Teachscape, Inc. requests that the Court take judicial notice of the following documents in support of their Motion to Dismiss Plaintiff's Complaint:

1) True and correct copies of the following websites found on the internet, printed on September 7, 2007, attached hereto as Exhibit A:

a) <http://www.elearners.com/online-degrees/cirriculum-and instruction.htm>:
"Online Curriculum and Instruction Degrees";

b) <http://www.learner.org/resources/series171.html>: "Learning Math: Number and Operations";

c) <http://www.elearningmo.org/courses/comprehension.htm>: "Helping Struggling Readers Improve Comprehension."

Respectfully submitted,

Dated: September 10, 2007

SONNENSCHN NATH & ROSENTHAL LLP

By 
GAYLE M. ATHANACIO

Attorneys for Defendant TEACHSCAPE, INC.